

1 pre-mediation phone conference on March 3, 2008 in order to discuss possible mediation
2 dates. Several tentative dates were discussed.

3 3. The Plan is insured by Unum Life Insurance Company of America, which is
4 defending this action on the Plan's behalf. In March 2008, the in house counsel for Unum
5 who was assigned responsibility for the defense of this action (including but not limited to
6 mediation attendance and settlement negotiations) became ill. As of the date of this
7 Declaration, the medical condition has not resolved. For that reason, I have been unable
8 to agree to a date certain for mediation.

9 4. I request an extension of time to April 30, 2008 to complete mediation. This
10 will provide ample opportunity either for my client's medical condition to resolve, or for the
11 case to be reassigned internally at Unum.

12 I declare under penalty of perjury under the laws of the United States of America
13 that the foregoing is true and correct.

14 Executed at San Francisco, California on March 28, 2008.

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16 /s/ Horace W. Green

17 Horace W. Green
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